

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In Re: Asbestos Products Liability Litigation (No. VI); MDL 875

Regarding:
THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA

ROBERT D. BELUE, ET AL.)	
)	
PLAINTIFFS)	
)	
V.)	CIVIL ACTION NO. 2:06-1034
)	
A.O. SMITH ELECTRICAL)	
PRODUCTS, CO., ET AL.)	
)	
DEFENDANTS)	

STATEMENT NOTING A PARTY'S DEATH – FRANK WALTHER

In accordance with Rule 25(a), Borg-Warner Corporation by its Successor, BorgWarner Morse TEC, Inc.; Exteco, Inc. f/k/a Thermo Electric Co. Inc.; and the Marley-Wylain Company d/b/a Weil-McLain Company, Inc., who are Defendants to this action note the death during the pendency of this action of Plaintiff Penelope Perakis on December 24, 2006. See Exhibit 1.

Respectfully submitted,

BORG-WARNER CORPORATION BY ITS
SUCCESSOR, BORGWARNER MORSE TEC,
INC.; EXTECO, INC. F/K/A THERMO
ELECTRIC CO. INC.; and THE MARLEY-
WYLAIN COMPANY D/B/A WEIL-MCLAIN
COMPANY, INC.

s/ Rocky W. Eaton
COUNSEL FOR SAID DEFENDANT

Of Counsel:

Rocky W. Eaton, EAT002

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P. O. Box 750
Hattiesburg, MS 39401
Phone: 601-583-2671
Facsimile: 601-583-2677

CERTIFICATE OF SERVICE

I hereby certify that I have on this 1st day of April, 2008 served a copy of the above and foregoing by electronic means via the CM/ECF to those registered with the CM/ECF.

s/ Rocky W. Eaton

Exhibit 1



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Social Security Death Index Search Results

81,074,156 Records
last updated on 2-22-2008






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Field	Value	Records	Results
Last Name	WALTHER	2675	2675
First Name	FRANK	706445	21

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Name	Birth	Death	Last Residence	Last Benefit	SSN	Issued	Tools	Order Record?
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	SS-5 Letter Add Post-em Search Ancestry.com	
FRANK J WALTHER	[REDACTED] 1938	24 Dec 2006 (V)	75019 (Coppell, Dallas, TX)	(none specified)	[REDACTED]-0894	Pennsylvania	SS-5 Letter Add Post-em Search Ancestry.com	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	SS-5 Letter Add Post-em Search Ancestry.com	